



Illinois Department of Natural Resources

One Natural Resources Way Springfield, Illinois 62702-1271
<http://dnr.state.il.us>

Pat Quinn, Governor
Marc Miller, Director

November 20, 2013

Eduard F. Duran
Lewis, Yockey & Brown, Inc.
505 N. Main Street
Bloomington, IL 61701

Darren Gove
IL Environmental Protection Agency
Section 401 Water Quality Certification
1021 North Grand Avenue East
Springfield, IL 62794

RE: East 30th Road and Rail Crossing
Project Number: 1305488 (IEPA Log C-0375-13)
County: LaSalle

Dear Mr. Duran and Mr. Gove:

This letter concerns the Endangered Species Consultation for a proposed revised alignment and profile of East 30th Road to improve safety at a RR Crossing in Allen Township, LaSalle County, Township 31N, Range 5E, Section 1. This project was submitted for consultation in accordance with the *Illinois Endangered Species Protection Act* [520 ILCS 10/11], the *Illinois Natural Areas Preservation Act* [525 ILCS 30/17], and Title 17 *Illinois Administrative Code Part 1075*.

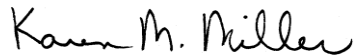
The project will involve shifting approximately 800 feet of the channel of an unnamed tributary to Waupecan Creek. During a biological analysis of this reach a state-threatened Slippershell Mussel (*Alasmidonta viridis*) was found. Because the channel relocation is likely to result in a prohibited take of the listed mussel, which is a violation of the IL Endangered Species Protection Act, the Department recommends the applicant seek Incidental Take Authorization (a copy of the regulations is attached). Communication concerning the ITA application should be directed to Joe Kath, Office of Resource Conservation, 217-785-8764 or Joe.Kath@illinois.gov.

Consultation under 17 Ill. Adm. Code Part 1075 is terminated. This consultation is valid for two years unless new information becomes available that was not previously considered; the proposed action is modified; or additional species, essential habitat, or Natural Areas are identified in the vicinity. If the project has not been implemented within two years of the date of this letter, or any of the above listed conditions develop, a new consultation is necessary.

The natural resource review reflects the information existing in the Illinois Natural Heritage Database at the time of the project submittal, and should not be regarded as a final statement on the site being considered, nor should it be a substitute for detailed site surveys or field surveys required for environmental assessments. If additional protected resources are encountered during the project's implementation, you must comply with the applicable statutes and regulations. Also, note that termination does not imply IDNR's authorization or endorsement of the proposed action.

Please contact me if you have questions.

Sincerely,

A handwritten signature in black ink that reads "Karen M. Miller". The signature is written in a cursive, flowing style.

Karen M. Miller
Division of Ecosystems and Environment
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karen.m.miller@illinois.gov